

App. F. IX-4

Previous References

VP 75-80-1
Legis 31e 30 8u 1-6.

[Handwritten signature]
1931-32
(VP)

File No. 60-31

Serial Nos. 1 & 19

Later References

V.P. Def 140-37

General and Revenue Secretariat.

Serial Nos. ~~1 and 19~~ 1 and 19.

P. 24-E

Part B for 19 May 63

SUBJECT.

Delegation of the powers under Secs 5(a)
30 (1), 35 (3), 42 & 49 (2) of the Mysore V. P. Regn
to the Revenue Commissioner

9)

To the Competent Mysore Govt
Layb 94 dt. 22.5.63

Notifies the above

21.6.63

L 3975
Action under v. p. Amendment Regn VII of 31

General and Revenue
Secretary

H. P. File No. 60

of 1931.

[App. F. III-2

Serial
No.

Extract from L B 116-31-1 re exclusion
from the operation of the v. p. Regn. of certain
villages forming part of the Khy & Gang
Bd area, consequent on the passing of
the v. p. Amendment Regn VII of 1931, and
revision of strength of the Gang Bd &c

x x x
x x x

1) Action will also have to be taken to
prescribe rules under the new section 40 A
& to issue a notice under sec 43(2)
delegating power to the Rev. Commr

(Id) A.S.R.
20.1.32

x x x

Please take further action as directed
(Id) A.S.
11/2/32

Draft subd,

mb 15/2
It is not necessary to consult
R.C. about the powers to be
delegated to him. Separate
action will be taken in the matter
2) Draft revision and subd.

AS

15/2/32

3) Issue
Am. copy

To Rev. Commr in Mysore & 6010 of 22²
calls for draft rules for regulating the
raising of loans by v. p. for financial
works

4) Issues & subd for orders as to ~~the~~
the powers that
~~may~~ may be delegated to the R.C. under
sec 43(2) of the Regn,

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31.

mb 22/2

L3275

File No.

of 193

General and Revenue
Secretariat

- 9) The following powers may be delegated to the Rev. Commr,
- 1) Power under Sec 5(2) to direct whether the ~~same~~ members be wholly elected or partly elected & partly nominated,
 - 2) Power under Sec 10(b) to direct the chairman to be elected.
 - 3) Power under sec 22 to transfer the Management & control of grazing in Hulbanni & gomal lands & maintenance of village forests.
 - 4) Power under sec 23 to confer on V.P. the powers of a Tank Panchayat.
 - 5) Power under sec 49(2) to authorize any officer to exercise the powers of an Amildar or Dy Commr
 - 6) Power under sec 60 to direct members of Panchayats to pay to the Panchayats the amounts required to reimburse the Panchayats for loss, waste or misapplication of any money or other property owned by or vested in Panch

22/12/32

10) Please furnish a separate list showing the several provisions of the Reen relating to the Panchayat, except

Sections 37, 45 & 65. Encl

Am
18/1

11) A list as put up as directed,

- 1) Power to frame rules relating to the strength of Panchayats - Sec 5(1) & (2)
- 2) direct that the chairman of a Panchayat be by election

Serial
No.

- 3) Power to frame rules re appl of secy, sec.
- 4) " transfer of grazing & village forest to
- 5) " vest Panchayats with functions under the G.P. Regn - 23.
- 6) " prescribe rules re transfer of district or works to Panchayats - 24.
- 7) " entrust Panchayats with management of minor muzrai institutions or school committees - 25.
- 8) " to act to functions of Panchayats - 26
- 9) " to declare anything as a nuisance or offensive or dangerous - 30(1).
- 10) " frame rules re disciplinment of officers & servants of Panchayats - 34
- 11) " assign sum of revenue to Panchayats - 35(1)
- 12) " approve securities, other than Govt securities, in which Panchayat fund may be invested - 35(3)
- 13) " prescribe forms in which annual accounts may be kept & the duties of auditor for auditing P. accs. - 42
- 14) " delegate powers to the P.C. under 11 - 42
- 15) " describe manner for annual report - 44
- 16) " empower any officer to exercise powers of an officer or committee of Panchayats - 49(2)
- 17) " Appoint members of Panchayats - 51
- 18) " hear a appeal from the order of the P.C. under sec 53 - 55

3275
L

1/P

File No.

60

of 1931

General and Revenue
Secretariat

- 19) Power to decide disputes between the chs & Panchayats - 57 (2) & (3).
20) " " Call for records of cases decided by P.C. & M.N. in
Panchayat cases - 5-8 (A)
21) Direct incumbency of Panchayats to pay
to the Panchayats, and to reimburse
the Panchayat for loss waste or misapplication
of any money of Panchayats - 60 -

9/14/1931

12) Please prepare copy of
the V.P. Regn as amended recently

13) a copy of the Regn is put up as desired,

9/15/31

14 The list of paves mentioned
para 11 may be set typed in the
form indicated in the margin

28/8

recd 18/5

Paves set under
the V.P. Regn which may be
delegated to the Rev. Comr

Section	Paves in charge	Office date	and
---------	--------------------	----------------	-----

Serial
No.

Delegation of the powers of Government under the
Village Panchayet Regulation to the Revenue Commissioner.

15 Under Section 43 (2) of the Village Panchayet Regulation as amended by Regulation VII of 1931, Government may delegate to the Revenue Commissioner all or any of the powers under the Regulation except the power to make rules under Section 65 and the powers vested in them under Section 37 (sanctioning the levy of optional taxes and Section 45 (Power to confer on the holders by alienated villages the powers of an Amildar under the Regulation

16 Under Section 65 (2) Government have to make rule with reference to all matters required or allowed by the Regulation 'to be prescribed'. The power to prescribe such matters - vide Section 4 (1) 5(4), 21, 24, 29, 36(1) 40 (1) 40A, 41(1) 42 and 46 - cannot be delegated.

17 The other powers, which Government have to exercise at present, are tabulated in the Statement appended and orders are solicited as to which of them may be delegated to the Revenue Commissioner. The power under Section 58A is not included in the list as it relates to the revision by Government of the decision of the Revenue Commissioner

18 The powers under Sections 22, 23, 25, 26 & 35(1) may perhaps remain with Govt.

Rev Secy)

Am
1/12

19 Powers under 26, 35(1) & 50 may remain with Govt. The rest may be delegated.

20 November

WD 70-GBPM-60,000-13-8-31.

20 Please consult R.C. and
13/12
20/12 25/12
26/12

GENERAL SECRETARY
2 - DEC. 1932
No.

Accep of the V.P. Reg.
as amended up to date
is sent in the file.

3920

NOTE - Contn. Sheet.

4/1/2

Delegation of powers under the V.R. Regn. to the R.C.

3275

4789/32

File No.

60

of 193

1-3

General and Revenue Secretariat

21 Forwarded in official with compliments to the Revenue Commissioner in Mysore for favour given.

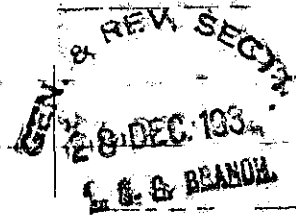
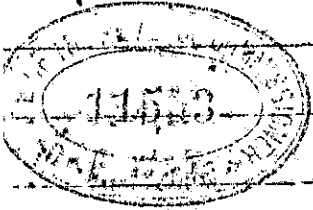
1000/05-32

By order

M. S. Krishnamani

27/12/32

For Genl Secy & Co.



C2691
32-33

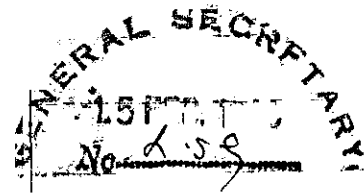
Returned with compliments.

C2691
32-33

33

22 Powers under Sections 5 (2), 10 (b), 30 (1), 35 (3), 42, 49 (2), 57 (1) and (2) and 60 (1) may be delegated to the Revenue Commissioner. With regard to the latter two Sections viz., 57 (1) and (2) and 60 (1), it is presumed that appeals will lie to Government against the decisions of the Revenue Commissioner.

23 Delegation of powers under the remaining Sections specified in the list viz., Sections 22, 23, 25, 26, 35 (1), 50, and 60 (3) is not desirable as they either relate to more than one Department or affect the finances of the State.



13-2-1933.

Revenue Commissioner.

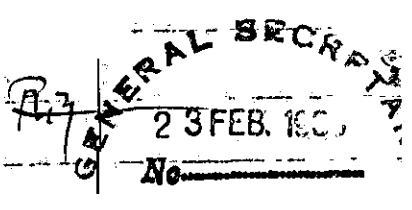
M. S. Krishnamani

27/12/32

Suhd
NB CB
16/2

(Law Secy) 24/2

24 High exd to the Law Secy (Law Secy) 3/07/33



158
Law Secy
16/13

Delegation of Powers under the V.P. Regn to the
3275 - 11 Rev. Comr

General and Revenue
Secretariat

[App. F. III-2

File No.

60

of 1931-32

Serial
No.

188
There is no legal objection to delegate to the Rev Comr the powers under ~~sec 58~~ the sections pointed out by the R.C. in his note of 14.2.1933. It is however doubtful if an appeal can lie to Govt from ^{an} order of the Rev Comr under these sections, since he in passing such orders will be exercising the functions of Govt & Regulation. The revisional jurisdiction vested in Govt under sec 58A does not apply to the exercise of the ^{by the Rev Comr} ~~delegated~~ powers ~~delegated~~ to him under sec 43(2) of the V.P. Regn. Moreover sec 57(3) and 60(3) make the decision of Govt under ^{both} the sections final & consequently the orders of the Rev Comr exercising the functions of Govt are also final.

R.S.G. 13-1)

Am
17/3

Subd with refce to para 24 Supra

from C.B.

11/8/33

— Secy (dey)

Am
17/3

27/ I agree. But please advise A also

R.B.
21/3/33

28 forwarded unofficially into ^{Am} 21/3
Compliments to the Government Adv.
for favor of ~~Rev Comr~~ opinion.

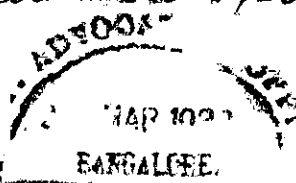
B.O.

Asubbarao

In General Secy's office
from

26.0.20.167-32

Dated 22-3-1933



NOTE—Contn. Sheet no.

7. No. 90.0

27 23 27

60

of 1931-32 General and Revenue Secretariat

2207 162
32

Bangalore,
8th April 1933.

D. Lagas
Government Advocate

(encl)

11/9

4 November

30 ✓ agree with

26/4
26/4

GENERAL SECRETARY
10 APR. 1955
No. 185

$$\frac{7116}{2614}$$

[Handwritten notes:]

Page 1
The V.B.
at the
meat
the

Attended to
2/4/33

100 File No.

60

32/5/33

of 1931-32

5867/32
P

General and Revenue
Secretariat

a member of the Municipal Council.
none of the Town & Minors M.C. or
as at present constituted has the
D.C. on the Municipal Council. As such
there would practically be no cases coming
up to Govt under the proviso. It is only
in cases where the powers are reserved
by Govt, such powers are delegated
to the Rev Comr. Since in this case
the D.C.'s order will be final, it does not
appear desirable to delegate this power to
the R.C. If necessary, the Rev
Section may again be consulted on this point.
35 only rules framed under Sec 65
of the V.P. Regulation ~~which~~ require to be
published previously. The present subject
is the delegation of powers under Sec
43 (2) of the V.P. Regulation & does not
require previous publication.

36 Refce para 32 & 33 supra

Am Cb

9.5.33 10/5

37 For favor of remarks on the
two points referred to above.

Am Secy, Law Secy
(Mr. Camps)

Am
11/5

27/3

Law

38 No previous publication is necessary.

39 As regards Sec 57(1), since the D.C. is

Serial
No.

Govt- advocate. that. Sec 57 (2) + 60(1)
may be left out. 57 (2) refers partly
only not ch & therefore the decision
be with Govt. In view of the
issues raised as regards Sec. 60(3)
powers under 60(1) may remain
with Govt. Except of these 2 sections,
all the powers under the other sections
referred to in the R C note may be
delegated to him

SPN
30/4

6/24
2/2
APR 26

31 Draft notification is put up for approval
accordingly.

for ch
2/17/33

32 What about Sec 57 (1). Should not
that also be included? Please see Devlin's note.

33 Please also note if previous publication
of the notification is necessary.

AM
5/5

34 Sec 57 (1) may also be included if
necessary. The section makes the
decision of the D.C. final. Only in
the proviso, the power of passing
final orders is reserved in cases
wherein the D.C. happens

ACOP
V.P. Rao
2/20/33
Placed before
2/27/33

Serial
No.DEWAN'S OFFICE
6683
18 MAY 1933GEA 13 MAY 1933
NoSecond Member & Secy
15 MAY 1933
No 770017 MAY 1933
NoTYPING SECTION
19 MAY 1933
ENL. & REV. SECT.

is generally not a member of either a Town or a
Minor M'C, there is practically no use in
delegating the powers of Govt under the proviso,
to the Rev Comr -

Asst Secy Leg }
with comr - }

Am 13/5

40 The draft notification may be approved

Secy (Secy)

Am 13/5

II 17 June

Am 13/5
15/5

41 1/10

16/5

4 ✓ Am 17/5

Please note, ~~and~~ ~~insert~~
paraphrase, if this has to be done
to Dewan Am 17/5.

43 The case does not fall under any
of the items enumerated in the
proviso to rule 3 of the Punjab
Council Business, laying down the
Submission of Cases to the Dewan -
para 44 Refce para 42 supra.

17/5/33

The matter being an important one,
it may perhaps be sent to the Dewan for
perusal before issue of the draft notification.

Secy (Secy)

Am 17/5

Dewan

WD 0246 -GPB-15,000-22-8-32

Am 17/5

Am 17/5

18/5/33

Am 17/5
18/5/33

Vp File No.

60

of 1936-37

General and Revenue
Secretariat

3275/31
D

To

The Compiler, Mysore Gazette.

19

No 27674 & 22-5-33.

Depts. of the Revenue and the
works under Secs 5(2), 10(6) 30(1)
35(3), 42 & 49(1) of the V.P. Regula.

To

The Revenue Comr.

and C.S. of Dist.

No 27675-83 dated 22-5-33.

For information copy of 8/6/33

For 8/6/33

8/6/33

Share copy of
minutes for recd
placed in the file.

For 8/6/33

B. 8/6/33

Powers of Government under the Village Panchayet Regulation.

Section.	Power.	Whether it may be delegated to the Revenue Commissioner
5 (2)	To direct that the members of a Panchayet shall be either wholly elected or partly elected and partly nominated.	Re ✓
10 (b)	To direct that the selection of a Chairman of a Panchayet shall be by election.	Re ✓
22	To transfer grazing and Village Forests to Village Panchayets.	
23	To vest Panchayets with functions under the Tank Panchayet Regulation.	
25	To entrust Panchayets with management of Minor Muzrai Institutions or School Committees.	/
26	To authorise Panchayets to exercise any other functions and perform any other duties.	/
30 (1)	To declare any trade or business as offensive or dangerous.	Re
35 (1)	To assign sums of revenue to Panchayet.	
35 (3)	To approve securities other than Government securities in which Panchayet fund may be invested.	Re
42	To appoint officers to examine and audit the accounts of Panchayets.	Re ✓
49 (2)	To authorise any officer to exercise the powers of an Amildar or Deputy Commissioner in respect of Panchayets.	Re X
50	To appoint Inspectors of Panchayets.	
57 (1) & (2)	To decide disputes between Municipal Councils and Panchayets.	Re (2) X
60 (1) & (3)	To direct Members of Panchayets to pay to the Panchayets, amounts required to reimburse the Panchayet for loss, waste or misapplication of any money etc., of Panchayets, the decision being final as to the liability of a member and the amount to be received from him.	Re

Serial
No.~~The list of powers is typed below as directed:-~~

Powers of Government under the Village Panchayet
Regulation which may be delegated to the Revenue Com-
missioner -----

Section

Power

~~Whether it may be~~
Delegated (in the Regula-
tion)

5. (1) & (2)

To direct that the members of Panchayet
To frame rules relating to the
strength and composition of
Panchayets. Shall be either whole elected
or parts elected & parts nominated.

10 (b)

To direct that the Chairman of a
Panchayet shall be by election.

To frame rule re. appointment of
Secretary.

22

To transfer of grazing & Village
Forests to Village Panchayets.

23

To vest Panchayets with functions
under the Tank Panchayet Regula-
tion.

To prescribe rules regarding trans-
fer of institutions or works to
Panchayet.

25

To entrust Panchayets with manage-
ment of minor Muzrai Institutions
or School Committees.

26

To add to functions of Panchayets to ~~manage~~
any other functions performed by any other bodies.

30 (1)

To declare any trade or business as
offensive or dangerous.

34

To frame rules regarding employment
of officers and servants by Panchayets.

35 (1)

To assign sums of revenue to Panchayet.

35 (3)

To approve securities other than Govern-
ment securities in which Panchayet fund
may be invested.

To prescribe forms in which annual ac-
counts may be kept and the appointment
of auditor for auditing Panchayet Accts.

43 (2)

To delegate powers to the R.C. under the
Regulation.

Note—Contn. Sheet—

42

To appoint Officers to examine and audit the
accounts of Panchayets

WD-70-GBPM-60,000-13-8-31

Delegation

3275

of powers of Govt under the
Regn. to the Rev. Council.

File No. 60

of 1931.

General and Revenue
Secretariat

- 46 To prescribe forms for Administration Report.
- 49(2) To authorise any officer to exercise the powers of an Amildar or Deputy Commissioner in respect of Panchayets.
- 50 To appoint Inspectors of Panchayets.
- 55(5) To hear appeals from the orders of the Revenue Commissioner under section 55.
- 57(1) To decide disputes between Municipal & (2) Councils and Panchayets.
- 58(A) To call for records of cases decided by R.C. and pass necessary orders.
60. To direct Members of Panchayets to (1) pay to the Panchayets, amounts required to reimburse the Panchayet for loss, waste or misapplication of any money etc. of Panchayets, & the decision being final as to the liability of members & the amount to be recovered from them

113/61
219

A copy of the Village Panchayat

amended up to date is put up.

Under sec 43(2) of the Regulation as amended by Regn. VII of 1931, Govt may delegate to the Rev. Council all or any of the powers under the Regulation except the power to make rules under sec. 65 and the powers vested in them under sec 37 (Sanctioning the levy of optional taxes) and sec 45 (Power to confer on the holder of alienated village the powers of an Amildar under the Regn.)

Under sec 65(2) Govt have to make rules with reference to all matters required or allowed by the Regulation to be prescribed. The power to prescribe such matters are (40(1), 41(1) and 46) are delegated to the Rev. Council. The power of Govt under sec 5 & 4 is not included in the list as it relates to the revision by Govt of the

Village Panchayat to the
Rev. Council

Appended

Serial
No.

Supt. Prot. B^r, with compts for kindly putting
up the file referred to by the asst. Sec.

AS
16/5/32

Key is 34-30-1-6 "A" Collection, may kindly be
for- from the Gen. Records.

19.9.32. The Supt. L.S.G. Branch with Compliments

in m.B) to
17/9/32

Legis file 34-30-1 to 6 is placed below,

MB AS
20/9

vis file 75-30-1 is also put up as directed

MB AS
28/9
30

SUBJECT

File No.

60-31

al No.

Diary No. of letter replied to

No.

To

The R.C. in Mysore

General and Revenue Secretariat

the

A 193

Date of issue

7.1.32

Signed by

M. A. S. Rao

Sir,

I am directed to invite ref to Regn VII of 1931 amending the Mysore P.O. Regn of 1926, published on page 10, Part II of the Mysore Gazette of 7.1.31 and request you to be so good as to submit a draft ^{the} rules ^{to be prescribed} under ~~new~~ section for regulating the raising of loans by Village Panchayats for financing works of permanency within the area under their control, and

List of enclosures

Copied by

Examined by

2) Notn delegating to the Rev. Commr the powers of Govt to in the ~~new~~ section 43(2) of the Reg

I have to

M. A. S. Rao
1.5.32 M. A. S. Rao

SUBJECT

Diary No. of letter replied to

General and Revenue Secretariat

()
the 193

Date of issue 22/5/38

Signed by Mr. A. Subba Rao

List of enclosures ✓

Copied by ✓

Examined by 19/5

200ms 2

Section VP

File No. 60-31

Serial No. 9

No. 6. 7674

To

notification.

In exercise of the powers vested in them under sec 43 (2) of the Mysore Village Panchayat Regulation, II of 1926, as amended from time to time, the Govt of His Highness the Maharaja are pleased to delegate to the Revenue Commission in Mysore the powers under sections 5(2), 10(b), 30(1), 35(3), 42, and 49(2) of the said Regulation.

By order

General Secy to Govt

The compiler, Mysore Govt

for publication in the Gazette with
the request that 25 copies there.

may be sent to the Revenue

Cmr & to each of the D.C.s of Districts
& 200 copies supplied to the Secretariat

Memo no! — L. 7675-83 of 22/5/33.

Copy of the above is
forwarded with Compliments
to the Revenue Cmr with
refce to the correspondence
ending with his u.o. note no
C 9691/32-33 dated 13.2.33.

and to the D.C.s of Districts

B. D.

In General Secy to Govt
for

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

General and Revenue Secretariat,

No. L. 7674

Dated, Bangalore, 19th May 1933

V. P. 60-31-19

NOTIFICATION.

GENERAL SECRETARIAT.

No. L. 7674—V. P. 60-31-19, dated 19th—22nd May 1933.

In exercise of the powers vested in them under section 43(2) of the Mysore Village Panchayet Regulation II of 1926, as amended from time to time, the Government of His Highness the Maharaja of Mysore are pleased to delegate to the Revenue Commissioner in Mysore, the powers under sections 5(2), 10(b), 30(1), 35(3), 42 and 49(2) of the said Regulation.

By Order,
H. V. RAMASWAMI,
Secretary to Government,
General Department.

It is hereby notified with this subject that 25 copies thereof may be sent to the Revenue Commissioner and to each of the Deputy Commissioners of districts and 250 copies supplied to the Secretariat.

No. L. 7675-83.

Dated, Bangalore, the 19th May 1933.

Copy of the above is forwarded, with compliments, to the Deputy Commissioner, District.

By Order,

Ambedkar
General Secretary to Government.
from

1 Ekha

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

General and Revenue Secretariat,

Dated, Bangalore, ...193

19th Day 3

NOTIFICATION.

67674
V.P. 60-31-19

In exercise of the powers vested in them under section 43(2) of the Mysore Village Panchayat Regulation, 11 of 1926, as amended from time to time the Government of His Highness the Maharaja of Mysore are pleased to delegate to the Revenue Commissioner in Mysore the powers under sections 5(2), 19(b), 30(1), 35(3), 42 and 49(2) of the said Regulation.

By Order,

Asauwara

In General Secretary to Government.

To

The Compiler, Mysore Gazette, for publication in the Gazette, with the request that 25 copies thereof may be sent to the Revenue Commissioner and to each of the Deputy Commissioners of Districts and 200 copies supplied to the Secretariat.